

**Proposed Legislation for the
May 11, 2010 City Council Meeting -
Filed in the Office of the City Clerk
April 22, 2010**

*** * Please Note * ***

**For questions regarding the proposed legislation,
call the City Clerk's Office at 585-428-7421**



City of Rochester

City Hall Room 307A, 30 Church Street
Rochester, New York 14614-1290
www.cityofrochester.gov

FINANCE
INTRODUCTORY NO.

168



Robert J. Duffy
Mayor

13

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Cancellation or Refund of Erroneous Taxes
and Charges

Transmitted herewith for your approval is legislation approving the cancellation or refund of taxes and charges totaling \$8,338.40.

The organization at 903 Maple Street is eligible for the religious exemption and exempt from the 2009-10 City and school taxes.

If this cancellation is approved, total cancellations thus far for 2009-2010 will be as follows:

	<u>Accounts</u>	<u>Amounts</u>
City Council	46	\$ 380,113.54
Administrative	157	89,488.31
Total	203	\$469,601.85

These cancellations represent .205 % of the tax receivables as of July 1, 2009.

Respectfully submitted,

Robert J. Duffy
Mayor



Cancellation of Taxes and Charges May 11, 2010 Approval

BE IT ORDAINED, by the Council of Rochester as follows:

Section 1. The City Treasurer is authorized to cancel the following taxes and charges.

<u>S.B.L. #</u>	<u>Class</u>	<u>Address</u>	<u>Tax Year</u>	<u>Amount Canceled</u>	<u>Subtotal</u>
A). Eligible for Religious exemption from City and School taxes for tax year 2009/2010.					
106.74-2-24.1	NH	903 Maple St	2010	\$8,338.40	

Total \$ 8,338.40

Section 2. If full or partial payment of the aforesaid taxes and charges has been made and received, the City Treasurer is hereby authorized and directed to remit to the owner of the parcel the amount of said payment without interest.

Section 3. This ordinance shall take effect immediately.

Ordinance No.

Cancellation Of Taxes And Charges

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The City Treasurer is authorized to cancel the following taxes and charges.

- (A) Eligible for Religious Exemption from City and School taxes for tax year 2009/2010.

<u>S.B.L.#</u>	<u>Class</u>	<u>Address</u>	<u>Tax Year</u>	<u>Amount Canceled</u>
106.74-2-24.1	NH	903 Maple St.	2010	<u>\$8,338.40</u>
			Total	\$8,338.40

Section 2. If full or partial payment of the aforesaid taxes and charges has been made and received, the City Treasurer is hereby authorized and directed to remit to the owner of the parcel the amount of said payment without interest.

Section 3. This ordinance shall take effect immediately.



City of Rochester

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FINANCE
INTRODUCTORY NO.

169



Robert J. Duffy
Mayor

24

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Apportionment of Taxes and Charges

Transmitted herewith for your approval is legislation authorizing the apportionment of taxes and charges for 12 properties. This apportionment has been certified by the Assessor and is authorized by Section 6-78 of the City Charter.

The apportionment consists of City and School taxes and special district charges on properties subdivided or combined in 2009-10. These taxes and charges, which total \$16,782.89, will be added to the new accounts established by the subdivisions or combinations of the former accounts.

If the proposed apportionment is approved, the taxes and charges will be added to the July 2010 tax bills of the new accounts. Owners of the subdivided or combined properties will be notified in writing of the potential charges in May 2010.

A listing of affected properties is attached.

Respectfully submitted,

Robert J. Duffy
Mayor

ASSESSOR'S CERTIFICATE**TAX APPORTIONMENT**

I, Thomas G. Huonker, Assessor for the City of Rochester, hereby certify, pursuant to §6-78 of the City Charter of the City of Rochester, that the taxes, assessments, and charges shown on the attached list should be apportioned among the parcels shown in the manner therein specified, and that such apportionment is just and reasonable.

Dated: April 14, 2010

Thomas G. Huonker

Thomas G. Huonker
City Assessor

APPLICATION OF 2019/2020 SUBORDINATE LIEN ORDINANCE FOR MAY 2020 COUNCIL APPROVAL

ORIGINAL ADDRESS & OWNER	ORIGINAL SOL NUMBER(S)	TAX YEAR	ACCOUNT(S)		TOTAL TAX BILL	NEW NAME & ADDRESS	NEW SOL NUMBER(S)	NEW ACCOUNT(S)		TOTAL BILL
			AD VALOREM	TAX ADDITIONS				AD VALOREM	TAX ADDITIONS	
1A 165 GOULD ST DOMINE BUILDERS SUPPLY CO	122 730 0001 003 001 0000 LP	2019 CITY		168.11 REFUSE	0.00	100-A 1A MID-TOWN ATHLETIC CLUB LLC 0200 210 E HIGHLAND DR	122 660 0001 017 003 0000 RU	CITY	168.11 REFUSE	0.00
		SCHOOL		457.28 ROADWAY	105.71			SCHOOL	457.28 ROADWAY	105.71
				STREET MAINT	49.27				STREET MAINT	49.27
				SIDEWALK	31.23				SIDEWALK	31.23
				HAZARD SDWLK	21.80				HAZARD SDWLK	21.80
					833.40					833.40
		School					Assessment:	School		
		Land Only	13,500				City	Land Only		
		Land&Imprvmnts	15,000				Land Only	Land&Imprvmnts	465,000	
		Exemptions	0				Land&Imprvmnts	Exemptions	6,130,000	
		Taxable Value	15,000				Exemptions	Taxable Value	6,130,000	
							Taxable Value		0.000	
							User Codes: 546-23 Footage: 1011.65 (ft) 603.85 (d) 8.03 ACRES			
2A 216 SHERMAN ST METCALF-JOHNSON EMMA	105 580 0002 002 001 0000 ND	2019 CITY		21.34 REFUSE	0.00	100-A 2A METCALF EMMA 0222 SHERMAN ST	105 580 0002 002 001 0000 NG	CITY	21.34 REFUSE	0.00
		SCHOOL		57.14 ROADWAY	91.92			SCHOOL	57.14 ROADWAY	91.92
				STREET MAINT	42.84				STREET MAINT	42.84
				SIDEWALK	27.16				SIDEWALK	27.16
				HAZARD SDWLK	18.96				HAZARD SDWLK	18.96
				SUPP TAX-CITY	23.27				SUPP TAX-CITY	23.27
					61.86				SUPP TAX-SCHOOL	61.86
					344.49					344.49
		School					Assessment:	School		
		Land Only	4,000				City	Land Only		
		Land&Imprvmnts	4,000				Land Only	Land&Imprvmnts	8,000	
		Exemptions	0				Land&Imprvmnts	Exemptions	54,000	
		Taxable Value	4,000				Exemptions	Taxable Value	0.000	
							Taxable Value		54,000	
							User Codes: 210 70 Footage: 80 00 (ft) 120 00 (d)			
3A 498 CLIFFORD AV BRYANT EDDIE L & EVATOR	106 310 0002 068 001 0000 SH	2019 CITY		4.27 REFUSE	0.00	100-A 3A BRYANT EDDIE L & EVATOR 504 CLIFFORD AV	106 310 0002 068 001 0000 SK	CITY	4.27 REFUSE	0.00
		SCHOOL		11.43 ROADWAY	172.35			SCHOOL	11.43 ROADWAY	172.35
				STREET MAINT	80.33				STREET MAINT	80.33
				SIDEWALK	50.93				SIDEWALK	50.93
				HAZARD SDWLK	35.55				HAZARD SDWLK	35.55
					354.86					354.86
		School					Assessment:	School		
		Land Only	800				City	Land Only		
		Land&Imprvmnts	800				Land Only	Land&Imprvmnts	4,100	
		Exemptions	0				Land&Imprvmnts	Exemptions	40,900	
		Taxable Value	800				Exemptions	Taxable Value	41,857	
							Taxable Value		20,100	
									20,800	
							User Codes: 210 70 Footage: 111.00 (ft) 99.77 (d)			

ORIGINAL ADDRESS & OWNER	ORIGINAL S/L NUMBER(S)	TAX YEAR	AD VALOREM	ACCOUNT(S)	TOTAL TAX BILL	NEW NAME & ADDRESS	NEW S/L NUMBER(S)	AD VALOREM	NEW ACCOUNT(S)	TOTAL BILL
4A 480 HUDSON AV BROWN JAMES B & YVETTE	106 410 0004 085 000 0000 SJ	2010 CITY	SCHOOL	TAX ADDITIONS 156.82 REFUSE 419.95 ROADWAY STREET MAINT SIDEWALK HAZARD SDWLK	687.00 71.24 33.20 21.05 14.69	100-A 4A BROWN JAMES B & YVETTE 480 HUDSON AV	106 410 0004 085 001 0000 TF	CITY SCHOOL	TAX ADDITIONS 156.82 REFUSE 419.95 ROADWAY STREET MAINT SIDEWALK HAZARD SDWLK	687.00 71.24 33.20 21.05 14.69
	Assessment: City LAND ONLY 2,300 LAND&IMPRVMTS 29,400 EXEMPTIONS 00 TAXABLE VALUE 29,400	School LAND ONLY LAND&IMPRVMTS EXEMPTIONS TAXABLE VALUE	2,300 29,400 00 29,400		1,403.95	MAILING ADDRESS: 19 ANSWORTH LN ROCHESTER NY 14624	Assessment: City LAND ONLY 2,800 LAND&IMPRVMTS 29,900 EXEMPTIONS 000 TAXABLE VALUE 29,900	School LAND ONLY LAND&IMPRVMTS EXEMPTIONS TAXABLE VALUE	2,800 29,900 000 29,900	1,403.95
PAID: \$1,089.95 (V) \$4.71 (I)										
5A 6 FLORA ST MORRIS GWENDOLYN	121 690 0003 062 001 0000 SB	2010 CITY	SCHOOL	TAX ADDITIONS 149.35 REFUSE 399.95 ROADWAY STREET MAINT SIDEWALK HAZARD SDWLK	343.00 195.33 91.04 57.72 40.29	100-A 5A MORRIS GWENDOLYN 6 FLORA ST	121 690 0003 062 002 0000 SX	CITY SCHOOL	TAX ADDITIONS 149.35 REFUSE 399.95 ROADWAY STREET MAINT SIDEWALK HAZARD SDWLK	343.00 195.33 91.04 57.72 40.29
	Assessment: City LAND ONLY 2,900 LAND&IMPRVMTS 28,000 EXEMPTIONS 00 TAXABLE VALUE 28,000	School LAND ONLY LAND&IMPRVMTS EXEMPTIONS TAXABLE VALUE	2,900 28,000 00 28,000		1,276.68	MAILING ADDRESS: 6 FLORA ST ROCHESTER NY 14608	Assessment: City LAND ONLY 3,400 LAND&IMPRVMTS 28,500 EXEMPTIONS 000 TAXABLE VALUE 28,500	School LAND ONLY LAND&IMPRVMTS EXEMPTIONS TAXABLE VALUE	3,400 28,500 000 28,500	1,276.68
PAID: \$613.68 (P) ONLY										
4A 552 UPPER FALLS BLVD JOHNSON CARLA	106 400 0003 047 000 0000 QA	2010 CITY	SCHOOL	TAX ADDITIONS 14.57 REFUSE 39.63 ROADWAY STREET MAINT SIDEWALK HAZARD SDWLK SUPP TAX-CITY	0.00 75.83 35.34 22.41 15.64 10.01	100-A 6A JOHNSON CARLA 558 UPPER FALLS BLVD	106 400 0003 045 002 0000 QG	CITY SCHOOL	TAX ADDITIONS 14.57 REFUSE 39.63 ROADWAY STREET MAINT SIDEWALK HAZARD SDWLK SUPP TAX-CITY	0.00 75.83 35.34 22.41 15.64 10.01
	Assessment: City LAND ONLY 1,300 LAND&IMPRVMTS 1,300 EXEMPTIONS 00 TAXABLE VALUE 1,300	School LAND ONLY LAND&IMPRVMTS EXEMPTIONS TAXABLE VALUE	1,300 1,300 00 1,300		240.66	MAILING ADDRESS: 558 UPPER FALLS BLVD ROCHESTER NY 14605	Assessment: City LAND ONLY 3,900 LAND&IMPRVMTS 42,700 EXEMPTIONS 41856 TAXABLE VALUE 22,600	School LAND ONLY LAND&IMPRVMTS EXEMPTIONS TAXABLE VALUE	3,900 42,700 20,100 22,600	240.66
PAID: NOTHING										

User Codes: 210 99 Footage: 99.19 (f) 100.00 (d)

[illegible]

ORIGINAL ADDRESS & OWNER	ORIGINAL SBL NUMBER(S)	TAX YEAR	TOTAL		NEW NAME & ADDRESS	NEW SBL NUMBER(S)	AD VALOREM		NEW ACCOUNT(S)		TOTAL BILL																																																																																																																																																																																																			
			TAX	BILL			AD VALOREM	TAX ADDITIONS	AD VALOREM	TAX ADDITIONS																																																																																																																																																																																																				
10A 130 REDFERN DR MCCAGG DAVID R & STEPHEN	136 700 0001 041 000 0000 MM	2009	CITY	SCHOOL	87-A 13-B	MCCAGG DAVID R & STEPHEN TRUSTEES 130 REDFERN DR	136 700 0001 041 000 0000 NI	CITY SCHOOL	441.93 REFUSE 1,183.18 ROADWAY STREET MAINT SIDEWALK HAZARD SDWLK	0.00 REFUSE 0.00 ROADWAY STREET MAINT SIDEWALK HAZARD SDWLK	343.00 230.88 120.43 67.29 51.58 2,438.29																																																																																																																																																																																																			
												Assessment:	City	LAND ONLY LAND&IMPRVMTS EXEMPTIONS 000 TAXABLE VALUE 79,000	LAND ONLY LAND&IMPRVMTS EXEMPTIONS 000 TAXABLE VALUE 79,000	8,700 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000 000 79,000	8,600 79,000

User Codes: 311-30 Footage: 13.38 (f) 6.69 (d)

User Codes: 210-99 Footage: 139.42 (f) \$4.00 (d)

User Codes: 311-30 Footage: 6.79 (f) 12.10 (h)

PAID: \$2,423.77 (P) \$14.52 (I)

ORIGINAL ADDRESS & OWNER	ORIGINAL SRL NUMBER(S)	TAX YEAR	ACCOUNT(S)	TOTAL TAX BILL	NEW NAME & ADDRESS	NEW SRL NUMBER(S)	NEW ACCOUNT(S)		TOTAL BILL
							AD VALOREM	TAX ADDITIONS	
108 130 REDFERN DR MCCAGG DAVID R & STEPHEN	136 700 0001 041 000 0000 NI	2010 CITY	421.39 REFUSE	343.00	10C MCCAGG DAVID R & STEPHEN TRUSTEES 130 REDFERN DR	136 700 0001 041 001 0000 NI	CITY	421.39 REFUSE	343.00
			1,128.44 ROADWAY	238.99			SCHOOL	1,128.44 ROADWAY	207.92
			STREET MAINT	111.36				STREET MAINT	96.90
			HAZARD SDWLK	70.62				HAZARD SDWLK	61.44
			HAZARD SDWLK	49.30				HAZARD SDWLK	42.89
11A 855 CLIFFORD AV JOHNSON WILLIAM B	106 330 0001 051 002 0000 NR	2010 CITY	16.54 REFUSE	0.00	11A JOHNSON WILLIAM B 847 CLIFFORD AV	106 330 0001 051 002 0000 NR	CITY	16.54 REFUSE	0.00
			44.28 ROADWAY	222.91			SCHOOL	44.28 ROADWAY	222.91
			STREET MAINT	103.89				STREET MAINT	103.89
			HAZARD SDWLK	65.86				HAZARD SDWLK	65.86
			HAZARD SDWLK	45.98				HAZARD SDWLK	45.98
108 130 REDFERN DR MCCAGG DAVID R & STEPHEN	136 700 0001 041 000 0000 NI	2010 CITY	421.39 REFUSE	343.00	10C MCCAGG DAVID R & STEPHEN TRUSTEES 130 REDFERN DR	136 700 0001 041 001 0000 NI	CITY	421.39 REFUSE	343.00
			1,128.44 ROADWAY	238.99			SCHOOL	1,128.44 ROADWAY	207.92
			STREET MAINT	111.36				STREET MAINT	96.90
			HAZARD SDWLK	70.62				HAZARD SDWLK	61.44
			HAZARD SDWLK	49.30				HAZARD SDWLK	42.89
11A 855 CLIFFORD AV JOHNSON WILLIAM B	106 330 0001 051 002 0000 NR	2010 CITY	16.54 REFUSE	0.00	11A JOHNSON WILLIAM B 847 CLIFFORD AV	106 330 0001 051 002 0000 NR	CITY	16.54 REFUSE	0.00
			44.28 ROADWAY	222.91			SCHOOL	44.28 ROADWAY	222.91
			STREET MAINT	103.89				STREET MAINT	103.89
			HAZARD SDWLK	65.86				HAZARD SDWLK	65.86
			HAZARD SDWLK	45.98				HAZARD SDWLK	45.98

INTRODUCTORY NO. 169

24

Ordinance No.

Approving Apportionment Of Taxes And Charges

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the apportionment of taxes and charges upon various parcels of land as certified by the Assessor of the City of Rochester pursuant to Section 6-78 of the Charter of the City of Rochester on April 14, 2010, in accordance with the list which is on file in the Office of the City Clerk.

Section 2. This ordinance shall take effect immediately.



City of Rochester

City Hall Room 308A, 30 Church Street
Rochester, New York 14614-1290
www.cityofrochester.gov

FINANCE
INTRODUCTORY NO

170



Robert J. Duffy
Mayor

26

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Reappointment – Civil Service Commission

Transmitted herewith for your approval is legislation to reappoint Elizabeth Ortiz, 181 Dickinson Street, Rochester, New York, 14621, to the Civil Service Commission.

Ms. Ortiz was initially appointed to the Commission in January 2009. In the past year she has attended 9 of 12 meetings. Her new term will extend to May 31, 2016.

A copy of Ms. Ortiz' resume is on file with the City Clerk.

Respectfully submitted,

Robert J. Duffy
Mayor



Resolution No.

Resolution Approving Reappointment To
The Municipal Civil Service Commission

BE IT RESOLVED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the reappointment of Elizabeth Ortiz, 181 Dickinson Street, to the Municipal Civil Service Commission for a term which shall expire on May 31, 2016.

Section 2. This resolution shall take effect immediately.



City of Rochester

City Hall Room 307A, 30 Church Street
Rochester, New York 14614-1290
www.cityofrochester.gov

FINANCE INTRODUCTORY

171



Robert J. Duffy
Mayor

12

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Amendatory Agreement – Northeastern
Production Systems, Inc., Special Event Production
Services

Transmitted herewith for your approval is legislation authorizing an amendatory agreement with Northeastern Production Systems, Inc., Henrietta (Raymond DiBiase, Jr., President), to provide additional production services for the 2010 summer concert series. The original agreement was authorized in June 2007, and amended in 2008 and 2009. This amendment will increase compensation for 2009-10 by \$16,000, for a total of \$104,100. This additional cost will be funded from the Rochester Events Network Trust Fund.

The additional funds will be used for production services for three Party in the Park events and one Rochester Philharmonic Orchestra ensemble concert in June 2010. Seven 2009 DRYs events, an increase of national acts booked for Party in the Park and Bands on the Bricks, and the 2009 July 4th RPO/Fireworks Celebration on Main Street presented unanticipated concert production needs for this agreement.

The original agreement (Ord. No. 2007-240) was for an initial term of one year, with provisions for renewal for two one-year periods, with annual adjustments based on the annual increase in the consumer price index for urban areas. Projected costs were based on past agreements and needs. However, a change in festival site required additional production costs due to lack of infrastructure; amendatory agreements (Ord. Nos. 2008-238 and 2009-181) covered the cost of a generator and additional required production services.

The costs of these agreements are summarized below:

<u>Year</u>	<u>Ord. 2007-240</u>	<u>Amendments</u>	<u>Total</u>
2007-08	\$63,000	\$20,000 (Ord. 2008-238)	\$83,000
2008-09	\$65,500	\$25,000 (Ord. 2008-238)	\$90,500
2009-10	\$68,100	\$20,000 (Ord. 2009-181)	\$88,100

An RFP for production services has been issued for the fiscal year beginning July 1, 2010. It is anticipated that authorization of a similar agreement will be submitted to City Council for approval at the June 2010 City Council meeting.

Respectfully submitted,

Robert J. Duffy
Mayor



INTRODUCTORY NO. 171

Ordinance No.

Establishing Maximum Compensation For
An Amendatory Professional Services
Agreement For Sound And Lighting Services

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The sum of \$16,000, or so much thereof as may be necessary, is hereby established as the additional compensation to be paid by the City in the third year of an amendatory professional services agreement between the City and Northeastern Production Systems, Inc. for sound and lighting services for special and cultural events. Said amount is hereby appropriated from the Rochester Events Network Trust Fund.

Section 2. This ordinance shall take effect immediately.



City of Rochester

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FINANCE
INTRODUCTORY NO.

172



22
Robert J. Duffy
Mayor

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Special Assessment District Parking Lots

Transmitted herewith for your approval is legislation authorizing special district assessments for neighborhood commercial and residential parking lots and appropriating \$ 77,916 for operation and maintenance of the parking areas during 2010-11.

Special Assessment District parking lots established by City Council in 1979 include: Culver/Merchants, Monroe Avenue, Parker Place, South Avenue, North Street, Lyell Avenue and Woodside/Goodwill. Annual operating and maintenance costs of the areas are assessed against all properties within the district according to their respective parking space requirements.

The assessments reflect the cost of snow plowing, cleaning, landscape maintenance, lighting and parking regulation enforcement. These services are provided either by City personnel, by private companies under contract to the City, or by the property owners themselves.

The total for the assessments required and the total appropriation for 2010-11 is:

Parking Lot Assessments – July 1, 2010	\$74,366
Unused Assessment from prior years	<u>\$3,550</u>
Total	\$77,916

The South Avenue district properties will continue through 2010-11 without additional assessments. Sufficient funds remain from previous years' assessments for work to be done this year.

A summary of appropriations by district is attached.

A public hearing is required.

Respectfully submitted,

Robert J. Duffy
Mayor



Special Assessment District Appropriations

The following sums, or so much thereof as may be necessary, require an appropriation from the Care and Embellishment Fund in order to finance maintenance and operating expenses for the following parking lot projects during Fiscal Year 2010-2011.

<u>SPECIAL DISTRICT CODE</u>	<u>OTHERWISE KNOWN AS</u>	<u>APPROPRIATION OF ASSESSMENTS</u>	<u>APPROPRIATION FROM UNUSED ASSESSMENTS OF PRIOR YEARS</u>	<u>TOTAL APPROPRIATIONS AND ANTICIPATED EXPENSES</u>
PL 165	Culver/Merchants	\$32,231.00	-0-	\$32,231.00
PL 155	Monroe Avenue	\$14,300.00	\$1,900.00	\$16,200.00
PL 150	Parker Place	\$2,500.00	-0-	\$2,500.00
PL 170	South Avenue	-0-	\$1,650.00	\$1,650.00
PL 175	North Street	\$7,000.00	-0-	\$7,000.00
PL 185	Lyell Avenue	\$8,435.00	-0-	\$8,435.00
PL 190	Woodside/Goodwill	\$9,900.00	-0-	\$9,900.00
	TOTAL	\$74,366.00	\$3,550.00	\$77,916.00

Local Improvement Ordinance No.

Local Improvement Ordinance - Establishing
The Operating And Maintenance Costs Of
Neighborhood Commercial Or Residential
Parking Areas

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The following amounts are hereby established and the new assessments shall be allocated and levied against the benefited properties in accordance with the local improvement ordinances, and said new assessments are hereby appropriated from the Care and Embellishment Fund for the operation and maintenance of parking areas and neighborhood commercial or residential parking lots during 2010-11:

Parking Area	New Assessments	Unused Assessments From Prior Years	Total Amount	LIO
Culver/Merchants	\$32,231.00	-0-	\$32,231.00	1534
Monroe Avenue	14,300.00	1,900.00	16,200.00	1604
Parker Place	2,500.00	-0-	2,500.00	1489
South Avenue	-0-	1,650.00	1,650.00	1468
North Street	7,000.00	-0-	7,000.00	1258
Lyell Avenue	8,435.00	-0-	8,435.00	1548
Woodside/Goodwill	9,900.00	-0-	9,900.00	1517

Section 2. This ordinance shall take effect on July 1, 2010.



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NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

173



Robert J. Duffy
Mayor

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Sale of Real Estate

Transmitted herewith for your approval is legislation approving the sale of one property. This property is an unbuildable vacant lot being sold to the adjoining owner for \$1.00. The purchaser will combine this parcel with his adjoining property.

The first year projected tax revenue for this property, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$437.

All City taxes and other charges, except water charges against properties being sold by the City, will be canceled on the first day of the month following adoption of the ordinance because either the City has agreed to convey the properties free of City tax liens and other charges, or these charges have been included in the purchase price.

Respectfully submitted,

Robert J. Duffy
Mayor



January 19, 2010

Abstract

City GIS Home

Property Search

Zoom

Maps of Interest


View

Find Address

654 BAY ST

SBL-ID: 107.370-0002-029.000/0000

Images:



Primary: 7/27/2007 8:43:04 AM FRONT: 6/22/1995

Landuse:

RESIDENTIAL VACANT LAND - 311

Zoning:

Low Density Residential (R-1)

Assessed Value:

\$3,000.00

GIS-ID:

1073722900

SBL20:

10737000020290000000

City equalization rate is 100%. Assessed value equals full market value.

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Data Disclaimer

Tools

Identify

Center

Zoom In

Bird's Eye

Panels

Legend

Layers

Zoom


In

Out

Selected

Scale

1 inch = 167.43 feet



<http://geo.cityofrochester.gov/info.asp>

3/16/2010

RESIDENTIAL UNBUILDABLE LOT ANALYSIS

Address of City Lot: 654 Bay Street
107.370-02-029

The property has been reviewed to ensure that it does adjoin a City-owned parcel with which it could be combined to create a development site.

Date 2-11-10 Initials jes

Based on criteria below: ☐ This lot is a Buildable Lot

☒ This lot is an Un-Buildable Lot

Tier I

ITEM	YES	NO
Is the lot in an environmentally contaminated area where construction is prohibited?		X
Is the lot landlocked and less than 6,000 sq. ft.?		X
Does the lot have severe topographical characteristics that hinder development?		X
Are utilities inaccessible for future development?		X
Is the lot encumbered with major easements which prohibit development?		X
Assuming a 30' width for a house and garage, would there be less than 5' setback from each sideline?	X	
Assuming a 20' set back and a 30' house length, is the rear yard less than 50'?	X	
Has this lot ever been offered on a public sale and not sold? (Applies to lots in \$60,000+ neighborhoods)		X

If the answer to any of the above questions is "Yes", the parcel is considered unbuildable. If all answers are "No", complete Tier II.

Tier II

ITEM	YES	NO
Is the lot less than 3,601 sq. ft.?		
Does the lot have less than 37' of frontage?		
Are the adjacent houses built less than 5' from the lot line?		
Do the adjoining owners lack off street parking?		
Is the average price of single family houses in the assessment district in which the City lot is located below \$60,000 (MLS sales for past 18 months will produce average sale price)		
TOTAL		

If the majority of responses for Tier II are yes - the lot is considered to be unbuildable

INTRODUCTORY NO. 173

Ordinance No.

Authorizing The Sale Of Real Estate

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the negotiated sale of the following parcel of unbuildable vacant land for the sum of \$1.00:

<u>Address</u>	<u>S.B.L.#</u>	<u>Lot Size</u>	<u>Sq. Ft.</u>	<u>Purchaser</u>
654 Bay St.	107.37-2-29	45x71	3,195	K. Saddanathan

Section 2. City taxes and other City charges, except water charges, against said property are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey said property free of City tax liens and other charges.

Section 3. This ordinance shall take effect immediately.



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NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

174



Robert J. Duffy
Mayor

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – Sally Wood Winslow, Operation of
the High Falls Centers

Transmitted herewith for your approval is legislation establishing \$41,600 as maximum compensation for a one-year agreement with Sally Wood Winslow for operation of the High Falls Centers, which includes the museum, interpretive center, gallery, and gift shop. The current agreement expires July 17, 2010. The cost of this agreement will be funded from the 2010-11 Budget of the Department of Neighborhood and Business Development, contingent upon adoption of the 2010-11 budget.

Ms. Winslow has operated the Centers part-time from 1993 through February 2004 when she assumed operations on a full-time basis.

A requirement of a NY State grant received in 1992 requires the Centers to operate for a minimum of 23 years. Operation of the gift shop includes a monthly rental fee to the City of 15% of gross sales.

Respectfully submitted,

Robert J. Duffy
Mayor



INTRODUCTORY NO. 174

6

Ordinance No.

Establishing Maximum Compensation For
An Amendatory Professional Services
Agreement For The High Falls Centers

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The sum of \$41,600, or so much thereof as may be necessary, is hereby established as the compensation to be paid for an amendatory professional services agreement between the City and Sally Wood Winslow for the operation of the museum, interpretive center, gallery and gift shop at the High Falls Centers for a term of one year. Said amount shall be funded from the 2010-11 Budget of the Neighborhood and Business Development Department, contingent upon adoption of said Budget. Ms. Winslow shall pay to the City a monthly fee of 15% of the gross sales from the previous month for the gift shop.

Section 2. This ordinance shall take effect immediately.



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BUSINESS DEVELOPMENT INTRODUCTORY NO.

175



Robert J. Duffy
Mayor

3

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreements - Emergency Assistance Repair
Program

Transmitted herewith for your approval is legislation related to the continuation of the Emergency Assistance Repair Program (EARP). This legislation will:

1. Appropriate \$1,000,000 from the 2009-10 Housing Development Fund (see description below) of the Community Development Block Grant Improve the Housing Stock and General Property Conditions allocation to implement the program; and
2. Establish maximum compensation for agreements, to be funded from the appropriation requested herein, as follows for implementation of EARP:

<u>Lead Agency</u>	<u>Quadrant</u>	<u>Amount</u>
Group 14621 Comm'y Ass'n	NE (Sector 9)	\$169,959
NCS Comm'y Dev't Corp.	NE (Sector 10)	\$ 52,497
NCS	NW	\$253,429
NCS	SW	\$163,418
NCS	SE	<u>\$260,697</u>
		\$900,000

The remaining \$100,000 will be administered by the City water service replacement projects required as a result of street repairs and appropriate warranty claims for eligible repairs city-wide.

EARP was originally authorized by City Council in January 2009 with \$1,100,000 in funding. The proposed agreements are similar to the previous program authorization with the addition of Group 14621 Community Association to provide services in the Sector 9 service area.

Housing Development Fund

This fund provides support for the development of owner and rental housing; rehabilitation grants and loans for owner occupants for minor and moderate repairs, lead hazard reduction for owner occupants and housing providers/landlords and operating assistance for housing development support. The current appropriation provides funding for EARP and City administration of related services. The Bureau of Business and Housing Development will work with the lead EARP agencies.

A description and details of the program are attached.

This activity supports Housing Policy Goal #1 – Promote Rehabilitation, Redevelopment and New Construction of Housing.

Respectfully submitted,

Robert J. Duffy
Mayor



ATTACHMENT
Consolidated Plan Housing Program Description
Emergency Assistance Repair Program (EARP)
March 2010

To target limited minor home repair funds to low and moderate owner-occupants most in need, in 2009 the former Residential Assistance Program (RAP) became the Emergency Assistance Repair Program (EARP) to assist with substantial emergency repairs related to health and safety that threatened the long term integrity of City homes. EARP addresses only the minor repairs related to electrical, furnace and water heaters, plumbing, a leaking roof and consequential damage, sewer line repairs or replacement, water service line renewal, and/or other substantial repairs as pre-approved by the City. Beautification or security work is not eligible. The minimum grant is \$250. The maximum grant is \$3,500 for most home repairs with two exceptions: 1) the maximum grant for projects involving lead hazards is \$4,500; and 2) the maximum grant for emergency roof repairs requiring a complete roof tear-off is \$7,000. Properties may receive only one grant every ten (10) years. The 2010-11 fund allocation plan per Neighborhood Service Center area is shown in the following table. At an estimated average of \$5,556 per home repair project, available EARP funds address only 1.2 percent of all eligible low/moderate income owner-occupants in the City of Rochester.

		HUD/2000 Census		Proposed 2010-11 Allocation	2010-11 Est. No. Projects
Neighborhood Service Area:	Comprised of Sectors	Est. Low/Mod Owner- Occupants	% Owner Occupants per Area		
<u>Quadrant</u>		<u>Occupants</u>	<u>per Area</u>		
Northwest	1,2,3	4,533	28%	\$ 253,429	44
Southwest	4,5	2,923	18%	163,418	30
Southeast	6,7,8	4,663	29%	260,697	46
Northeast	9,10	3,979	25%	222,456	42
Totals:		16,098	100%	\$ 900,000	162

Summary of Production in First Year of EARP Operation

Emergency projects requiring roof repairs, which are reimbursed at \$7,000, or \$1,445 over the assumed average cost per home repair project, increased the originally estimated average project cost and reduced the number of grants available. In total, 156 repair projects were conducted by the Joint Venture Partnership (JVP), a collaboration of the NCS Community Development Corporation, Marketview Heights Association, Coalition of Northeast Associations, South Wedge Planning Committee, North East Area Development Incorporated, Montgomery Neighborhood Center and Charles Settlement House with construction either complete, in process or awaiting determination of additional funding from leveraged sources, particularly those to be funded by Federal Home Loan Bank (FHLB). (As a grant condition, the FHLB must approve each repair project in advance. Even though project approval and reimbursement has proven to be very slow, City staff maintains that the pursuit of FHLB funds is highly beneficial to clients.) The JVP was highly effective in locating and securing matching funds to increase the impact of EARP, realizing a matching ratio of nearly 1:1 with awards of \$300,000 from NYS Affordable Housing Corporation (AHC) and \$510,000 in FHLB funds. There have been no consumer complaints regarding the construction or quality of the home repair work conducted under EARP. Required training on home maintenance has been very well received by homeowner grantees, and is a key opportunity to encourage home ownership and maintenance that will be developed and expanded on in future housing programming.

Year Two EARP Service Delivery

Group 14621 Community Association will provide EARP service in zip code area 14621 (Sector 9). The Joint Venture Partnership will provide EARP service in the Northwest, Southwest and Southeast Quadrants and the remainder of the Northeast Quadrant (Sector 10). Compensation for service providers will be ten percent (10%) of the total amount to be reimbursed on a monthly basis. The Bureau of Business and Housing Development (BHD) will retain and directly administer \$100,000 of the total EARP appropriation for eligible repairs city-wide water service replacement projects required as a result of street repairs and appropriate warranty claims.

Authorizing Agreements For The Emergency
Assistance Repair Program

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into the following agreements or the following amounts are allocated to implement the Emergency Assistance Repair Program:

Agency	Area	Amount
Group 14621 Community Association	Sector 9	\$169,959
NCS Community Development Corp.	Sector 10	52,497
NCS Community Development Corp.	NW Quadrant	253,429
NCS Community Development Corp.	SW Quadrant	163,418
NCS Community Development Corp.	SE Quadrant	260,697
City of Rochester	Water/Sewer Repairs	100,000

Section 2. The agreements and allocation shall obligate the City to pay an amount not to exceed \$1,000,000, and said amount, or so much thereof as may be necessary, is hereby appropriated from the Improving the Housing Stock and General Property Conditions Allocation of the 2009-10 Community Development Program.

Section 3. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.



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NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

176, 177



Robert J. Duffy
Mayor

2

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: 186 Cumberland Street – Municipal Parking
Lot #4

Transmitted herewith for your approval is legislation relating to the lease and purchase of 186 Cumberland Street. This legislation will:

1. Authorize an agreement with the New York State Department of Transportation (NYSDOT) for the lease of 186 Cumberland Street;
2. Authorize a lease agreement with Passenger Bus Corp., d/b/a NY Trailways, Hurley, NY, for approximately 50,000 square feet of 186 Cumberland Street for use as a bus terminal at a cost of \$1,000 per month.
3. Authorize a lease agreement with Maguire Properties Inc., Rochester, NY 14617, for operation of approximately 46 parking spaces at Cumberland Street; and
4. Authorize the acquisition of 186 Cumberland from New York State for a cost not to exceed \$87,500. The cost of acquisition will be funded from 2008-09 Cash Capital.

The site at 186 Cumberland Street is owned by NYSDOT, with the City having a 50% ownership interest in the property. The ownership arrangement between the State and the City was established in the 1960's during construction of the Inner Loop. The acquisition price reflects on-half of the total appraised value of \$175,000.

The City operates the site for parking uses under a 30-day revocable use permit with the NYSDOT. Under the ownership arrangement, the City pays the State \$730 per month, which is 50% of the monthly permit fee. This fee is paid to the State from revenues collected by the City from sub-leases to NY Trailways and Maguire Properties Inc.

Trailways Lease. A one year agreement with Trailways for use of the site was authorized in November 2009 when Trailways relocated from Midtown Plaza. The Trailways operations, currently located in temporary trailers on the south portion of the property, will be transferred in late summer 2010 to the northern portion of the site in modular units to be leased from a third-party vendor. The lease of the modular units, however, must coincide with the Trailways lease of the property. Trailways cannot lease the modular units under the current 30 day permit arrangement between the State and the City.

The modular buildings will be used by Trailways until their planned relocation to permanent space at the high speed rail station proposed by Amtrak. It is anticipated that the new train station will be completed within the next five to seven years. The Trailways lease at Cumberland will therefore extend for a term not to exceed 7 years with a monthly rental fee of \$1,000. Once Trailways relocates to the train station, the modular units will be removed and the site returned to a full parking use.

Maguire Properties Lease. Maguire Properties has leased space at 186 Cumberland for several years. They will continue to lease space (approximately 46 parking spaces) not being used by




Trailways for use by the Urban League of Rochester and the multi-tenant facility at 250 Cumberland Street. The lease will be for a term not to exceed 7 years with monthly rent of \$460.

Acquisition of 186 Cumberland. The City is pursuing acquisition of the property from NYSDOT. The property has been appraised at \$175,000; the City's 50% ownership interest in the parcel results in an acquisition cost of \$87,500.

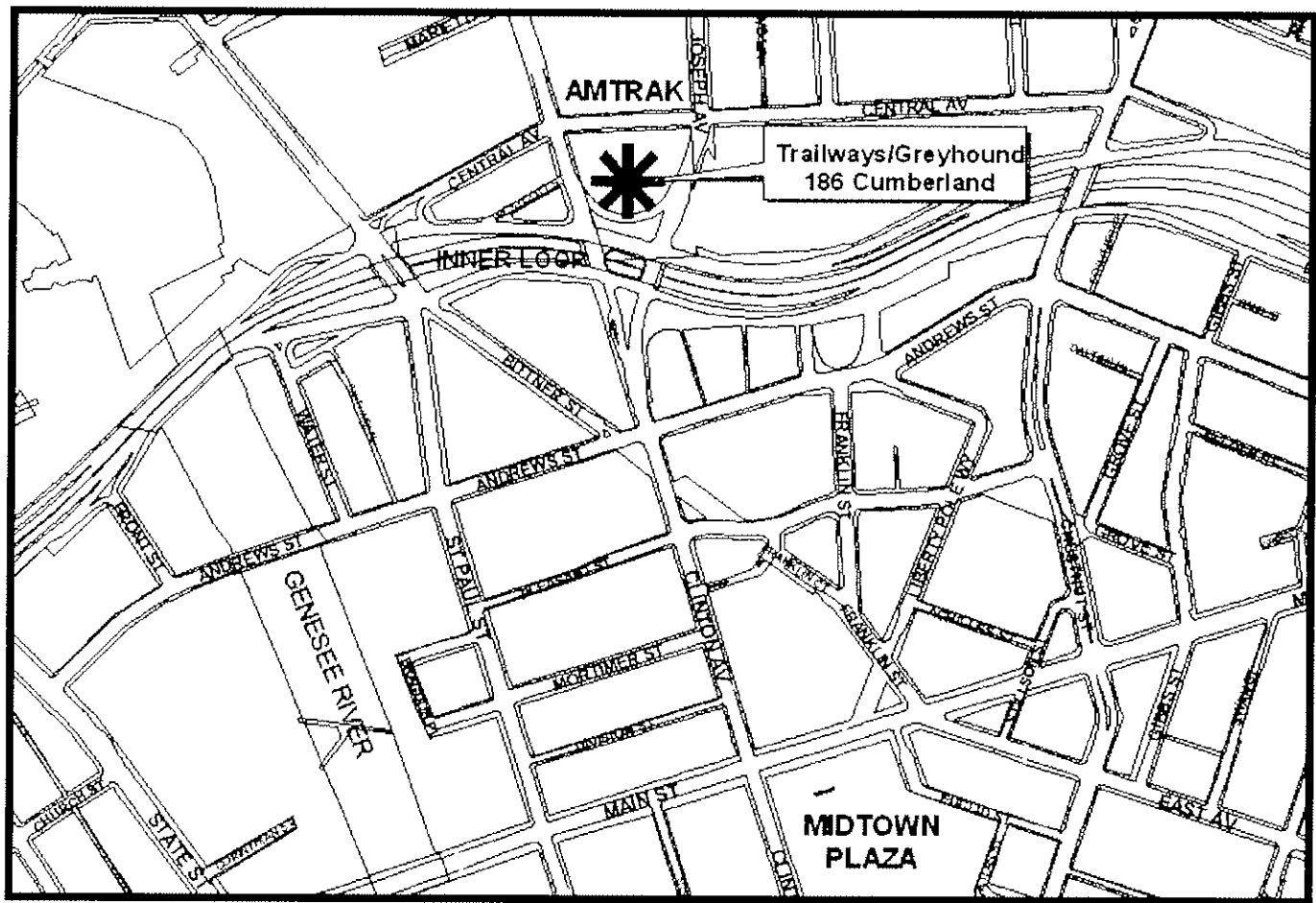
The lease rates and acquisition price for 186 Cumberland Street were established by an independent appraisal completed by Bruckner, Tillett, Rossi, Cahill & Associates.

Pursuant to the requirements of Article 8 of the New York State Environmental Conservation Law and Chapter 48 of the City Code, the Director of Planning and Zoning, as lead agency, has determined that the proposed action will not result in any significant effects and has issued a negative declaration.

Respectfully submitted,



Robert J. Duffy
Mayor



Ordinance No.

Authorizing The Lease And Acquisition
Of Municipal Lot #4

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Transportation for the lease of Municipal Lot #4, 186 Cumberland Street. The agreement may extend for a term not to exceed seven years. The agreement shall obligate the City to pay rent in the amount of 50% of the monthly proceeds received by the City through the lease of the property, which are appropriated for this purpose.

Section 2. The Council further approves the acquisition of Municipal Lot #4, 186 Cumberland Street, from the New York State Department of Transportation for the sum of \$87,500. Said amount, and necessary closing costs, shall be funded from the 2008-09 Cash Capital Allocation.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Authorizing Agreements For The
Lease Of Municipal Lot #4

WHEREAS, the City has received two proposals for the lease of portions of Municipal Lot #4, 186 Cumberland Street; and

WHEREAS, pursuant to Section 21-23 of the Municipal Code, the Council is required to follow additional procedures due to the length of the proposed leases; and

WHEREAS, the Council finds that the term of the proposed leases are reasonable and necessary in light of their intended purpose and the public will benefit throughout the terms of the leases; and

WHEREAS, the Council affirmatively finds that the proposed leases are in the public interest, as the public benefits to be derived from the leases are the necessary relocation of a public bus service in the City and the provision of necessary parking for area uses.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with Passenger Bus Corp., d/b/a NY Trailways, for the lease of approximately 50,000 square feet of land in Municipal Lot #4, 186 Cumberland Street, for the operation of its bus terminal. The agreement may extend for a term not to exceed seven years. The lease agreement shall obligate the lessee to pay rent in the amount of \$1,000 per month.

Section 2. The Mayor is hereby further authorized to enter into an agreement with Maguire Properties Inc. for the lease of approximately 46 parking spaces in Municipal Lot #4, 186 Cumberland Street, for the continued operation of a parking lot to provide necessary parking for area uses. The agreement may extend for a term not to exceed seven years. The lease agreement shall obligate the lessee to pay rent in the amount of \$460 per month.

Section 3. The lease agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.



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NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

178



Robert J. Duffy
Mayor

23

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Appointment – Rochester Preservation Board

Transmitted herewith for your approval is legislation confirming the appointment of Bruce McLearn, 205 Barrington Street, Rochester, NY, 14607, to the Rochester Preservation Board. Mr. McLearn is a New York State-registered architect in practice since 1974, and has focused on residential design.

Mr. McLearn will fill the vacancy created by the resignation of architect Craig Jensen in January 2010, and will serve as one of two architects on the Board as required by the zoning code. His term will extend to May 1, 2012.

A resume for Mr. McLearn is on file with the City Clerk.

Respectfully submitted,

Robert J. Duffy
Mayor



Resolution No.

Resolution Approving Appointment
To The Rochester Preservation Board

BE IT RESOLVED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the appointment of Bruce McLearn, 205 Barrington Street, to the Rochester Preservation Board for a term which shall expire on May 1, 2012. Mr. McLearn shall replace Craig Jensen, who has resigned.

Section 2. This resolution shall take effect immediately.



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NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

179



Robert J. Duffy
Mayor

17

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Downtown Enhancement District 2010-11 Budget

Transmitted herewith for your approval is legislation approving the 2010-2011 Budget of the Downtown Enhancement District, and authorizing the apportionment of the budget costs among the properties within the District. The District, established in 1989, and reauthorized regularly since then, provides an enhanced level of care and maintenance in the downtown area.

The District includes all properties within the area between Church Street, Bragdon Place and Pleasant Street on the north, Chestnut Street on the east, Broad Street on the south, and Plymouth Avenue on the west; and all other properties within 1,600 feet of Main Street that were included in the original enclosed walkway system. An advisory committee, consisting of 11 representatives of property owners or tenants, oversees the administration of the program by City staff.

The annual costs are restricted by a formula using the base year (1989-90) cost of \$400,000 adjusted by the cumulative increase in the consumer price index (CPI) – unless otherwise approved by the advisory committee. The total cost is apportioned among the properties, based equally on assessed valuation and gross area of each property. Also, properties directly on Main Street or with direct access to Main Street via the walkway system, and all parking lots and garages are weighted at twice the factors of other properties.

The maximum permissible budget for 2010-11 based upon CPI is \$720,564. The recommended budget is \$557,500, and increase of \$4,300, due primarily to an increase in wages and benefits, partially offset by increased revenue.

<u>Category of Expense</u>	<u>2010-11</u>	<u>2009-10</u>	<u>Variance</u>
Salaries & Wages	\$394,700	\$383,200	\$11,500
Employee Benefits	\$149,000	\$144,300	\$ 4,700
Personal Services	\$543,700	\$527,500	\$16,200
Materials & Supplies	\$ 64,900	\$ 66,100	- \$1,200
Contractual Services	\$ 56,300	\$ 55,600	\$ 660
Operational Expenses	\$664,900	\$649,200	\$15,700
Contingency for wage increase	\$ 17,600	-0-	\$17,600
Less Operating Revenues	<u>-\$ 55,000</u>	<u>-\$36,000</u>	<u>-\$19,000</u>
Required Assessments	\$627,500	\$613,200	\$14,300
Use of Fund Balance	<u>-\$ 70,000</u>	<u>-\$60,000</u>	<u>-\$10,000</u>
Total Budget	\$557,500	\$553,200	\$ 4,300

The Enhancement District Committee approved the proposed budget by a vote of 8-0 on January 21, 2010.

A public hearing is required.

Respectfully submitted,

Robert J. Duffy
Mayor

Variance from Budget to Budget

	2008-09	2009-10	Variance
Sal & Wages	377,800	383,200	5,400
Employ Benefits	139,200	144,300	5,100
Personal Services	517,000	527,500	10,500
Mat'l & Supply	65,200	66,100	900
Contract services	51,700	55,600	3,900
Operational Expense	633,900	649,200	15,300
Less Oper. Rev.	-33,000	-36,000	-3,000
Required Assessment	600,900	613,200	12,300
Use of fund Balance	-60,000	-60,000	0
Total Budget	540,900	553,200	12,300
			2.3% increase

	2009-10	2010-11	Variance
Sal & Wages	383,200	394,700	11,500
Employ Benefits	144,300	149,000	4,700
Personal Services	527,500	543,700	16,200
Mat'l & Supply	66,100	64,900	-1,200
Contract services	55,600	56,300	700
Operational Expense	649,200	664,900	15,700
Contingency for wage increase	0	17,600	17,600
Less Oper. Rev.	-36,000	-55,000	-19,000
Required Assessment	613,200	627,500	14,300
Use of fund Balance	-60,000	-70,000	-10,000
	0	0	0
Total Budget	553,200	557,500	4,300
			0.8% increase

Local Improvement Ordinance No.

Local Improvement Ordinance - Establishing
The Cost Of The Special Work And Services
Related To Main Street Improvements

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The cost of the special work and services for the 2010-11 fiscal year for the Downtown Enhancement District to be allocated and levied in accordance with Local Improvement Ordinance No. 1291, as continued by Local Improvement Ordinances No. 1355, 1444, 1531 and 1597, is established at \$557,500. Said amount, and the sum of \$70,000 from the fund balance and \$55,000 from operating revenues, or so much thereof as may be necessary, are hereby appropriated to fund the Downtown Enhancement District for the fiscal year.

Section 2. This ordinance shall take effect on July 1, 2010.



City of Rochester

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NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

180



Robert J. Duffy
Mayor

7

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: High Fall Business Improvement District

Transmitted herewith for your approval is legislation approving the 2010-11 levy of \$25,000 for the High Falls Business Improvement District (BID) and continuing to apportion the costs among the properties within the district.

By law, New York State municipalities are allowed to create Business Improvement Districts to impose an assessment on property owners for additional services. The High Falls BID was established in 2004.

The High Falls District Plan, adopted by Council in January 2004, outlines a description of the BID boundaries, the assessment formula used to determine each building owner share, and the \$25,000 budget to be used for additional clean-up, beautification, landscaping, marketing, advertising, and promotional materials.

The District Plan is on file in the City Clerk's office.

A public hearing is required.

Respectfully submitted,

Robert J. Duffy
Mayor



INTRODUCTORY NO. 180

Local Improvement Ordinance No.

Local Improvement Ordinance - Establishing
The Cost Of The Assessments Related To The
High Falls Business Improvement District

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The budget for the 2010-11 fiscal year for the High Falls Business Improvement District is established at \$25,000, which amount shall be assessed and levied in accordance with Local Law No. 1 of 2004.

Section 2. This ordinance shall take effect on July 1, 2010.



City of Rochester

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NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

181



Robert J. Duffy
Mayor

9

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Special Assessment District - Alexander St.
and South Avenue Open Space Maintenance

Transmitted herewith for your approval is legislation approving the 2010-11 budget for the South Avenue / Alexander Street Open Space Maintenance Special Assessment District located at 62 Alexander Street. The budget provides funding for the maintenance of this property.

The Assessment District for the area was established in 2004 through Local Improvement Ordinance No. 1537. The South Avenue and Alexander Street Green Space Enhancement project was the result of a Sector Targeted Funding Initiative project that reconstructed the open space at the corner of South Avenue and Alexander Street into a fully accessible open space, meditation area and recreational space.

The budget of \$6,500 is based on annual maintenance estimates obtained by the South Wedge Planning Committee (SWPAC). Costs include mowing of grass, trimming shrubs, watering, weeding, trash pick-up and removal, fall leaf clean-up, security equipment operation, and repair to structures and pavement installed in the open space.

The South Wedge Planning Committee will be responsible for property maintenance. The City will reimburse SWPC from the assessment fund upon submission of vouchers for maintenance expenses.

There is no assessment imposed for 2010-11 upon properties in the district as there exists \$17,265 in unused assessments from prior years.

A public hearing is required.

Respectfully submitted,

Robert J. Duffy
Mayor



INTRODUCTORY NO. 181

Local Improvement Ordinance No.

Local Improvement Ordinance - Establishing
The Cost Of The Special Work And Services
Related To The South Avenue/Alexander Street
Open Space District And Authorizing An Agreement

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The cost of the special work and services to be assessed for the 2010-11 fiscal year for the South Avenue/Alexander Street Open Space District is established at \$6,500, which amount is hereby appropriated from unused assessments from prior years.

Section 2. The Mayor is further authorized to enter into an agreement with the South Wedge Planning Committee for the maintenance of the South Avenue/Alexander Street Open Space District.

Section 3. The agreement shall obligate the City to pay an amount not to exceed \$6,500, and said amount, or so much thereof as may be necessary, is hereby appropriated from the assessments authorized herein.

Section 4. The agreement shall contain such terms and conditions as the Mayor deems to be appropriate.

Section 5. This ordinance shall take effect on July 1, 2010.



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NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

182



Robert J. Duffy
Mayor

5

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: East Avenue / Alexander Street Entertainment
District

Transmitted herewith for your approval is legislation establishing the amount of \$17,930 for special assessments for the East Avenue/Alexander Street Entertainment District.

This assessment provides for additional trash removal on Saturday and Sunday from 3:00 to 5:00 am, from April through October, to address trash resulting from the increased activity in the District during this period. The assessment covers the additional cost of these services and is apportioned among the properties within the district that cater to the patrons of the establishments (e.g., bars, restaurants and parking lots who profit from the patrons).

In 2010-11 the fixed fee for additional street cleaning services is determined by type of establishment and square footage as agreed upon by the entertainment establishments and property owners in the district. The total assessment is the same as for 2009-10.

The City will levy the annual operating assessment against properties containing certain establishments or functions in the district as follows:

	<u>Code</u>	<u>Annual Charge</u>
Parking lot under 2500 Sq Ft	1	\$190
Parking Lot 2500-4999 Sq Ft	2	\$370
Parking Lot 5000-9999 Sq Ft	3	\$550
Parking Lot 10000 Sq Ft or more	4	\$750
Small Sit down Restaurant	5	\$190
Take out Restaurant/Smaller Bar	6	\$370
Large Bar/Sit Down Restaurant	7	\$860

This assessment will be included on the annual tax bill of the affected properties. Residential properties with no entertainment venues or parking lots are not affected.

A public hearing is required.

Respectfully submitted,

Robert J. Duffy
Mayor



INTRODUCTORY NO. 182

Local Improvement Ordinance No.

Local Improvement Ordinance - Establishing
The 2010 Cost Of The Upgrading Of Street
Cleaning For The East Avenue/Alexander
Street Entertainment District

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The 2010 budget for the upgrading of street cleaning and trash removal services for the East Avenue/Alexander Street Entertainment District is established at \$17,930 and the charge per Code shall remain the same as in 2009, and said amount is hereby appropriated from the Special Assessments and shall be assessed and levied on the 2010-11 tax bill in accordance with Local Improvement Ordinance No. 1608.

Section 2. This ordinance shall take effect immediately.



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NEIGHBORHOOD & BUSINESS DEVELOPMENT INTRODUCTORY NO.

183



Robert J. Duffy
Mayor

4

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Local Waterfront Revitalization Program (LWRP)

Transmitted herewith for your approval is legislation authorizing an amendment to the City of Rochester's Local Waterfront Revitalization Program (LWRP) and its submission to the New York State Department of State (NYSDOS) for final approval.

The LWRP was originally adopted by City Council and approved by the NYSDOS in 1990. An LWRP gives coastal communities an opportunity to analyze their shoreline areas, establish policies to guide development and implement appropriate waterfront land uses and projects. Municipalities with an approved LWRP are eligible for state financial assistance to implement proposed projects.

This amendment updates the LWRP's goals and policies for future land use and development of the Port of Rochester site. The amendment includes a conceptual development plan that proposes a new marina basin, mixed-use land-side development, parking areas, as well as open space, trail, and other public amenity improvements.

The amendment was prepared based on a series of public meetings and workshops and other community input as well as reports and recommendations from the City's marina and waterfront development consultants and discussions with the NYSDOS. It provides guidance and direction for the development of the site that is consistent with NY State coastal policies and objectives. It also establishes a broad and flexible development and design framework to guide future land use, zoning and funding decisions at the Port Site that respects the waterfront environment, protects critical resources, and adequately responds to future market conditions. The amendment consists of modifications or updates to sections of the LWRP including Task II Inventory and Analysis, Task III Policies, Task IV Uses and Projects, and Task V Implementing Techniques.

The draft amendment was originally submitted to City Council in July 2009 and then transmitted to NYSDOS for review. Comments from NYSDOS have been received and incorporated into the final amendment document. The City Planning Commission also reviewed the draft amendment in July 2009 and had no substantive comments.

City Council agreed to the designation of the Mayor as the "lead agency" for the environmental review of the proposed action to adopt the amendment to the LWRP as described above. Under the requirements of SEQRA, the environmental review has been completed and a determination has been made that the proposed action will not have a significant adverse impact on the environment. The attached "NEGATIVE DECLARATION" summarizes the environmental analysis and is submitted for your review and approval.

A public hearing is required. Copies of the LWRP and amendment are on file with the City Clerk.

Respectfully submitted,

Robert J. Duffy
Mayor



Ordinance No.

Approving A Final Amendment To The Local
Waterfront Revitalization Program And
Authorizing Its Transmission To The
New York State Department Of State

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the Final Amendment to the Local Waterfront Revitalization Program as submitted by the Mayor and on file with the City Clerk, and authorizes the Mayor to transmit it to the New York State Department of State for final approval in accordance with Article 42 of the New York State Executive Law.

Section 2. This ordinance shall take effect immediately.



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**JOBS, PARKS &
PUBLIC WORKS
INTRODUCTORY NO.**
184
April 22, 2010



20
Robert J. Duffy
Mayor

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – NY State Research and
Development Authority (ARRA)

Transmitted herewith for your approval is legislation authorizing agreements with the NY State Research and Development Authority (NYSERDA) for the receipt and use of grants funded by federal agencies through the American Recovery and Reinvestment Act (ARRA); and amending the 2009-10 Cash Capital allocation of the Department of Environmental Services by \$386,200 to reflect the grants.

Two of these NYSERDA grants are funded through the U.S. Department of Energy State Energy Program; the third is funded through the U.S. DOE Clean Cities Program.

State Energy Program (SEP). The SEP provides funding statewide for energy conservation measures including energy efficiency upgrades, renewable energy installations, and clean fleet projects. The City received grants to support two projects - lighting efficiency upgrades at High Falls Garage, and a solar panel installation at Arnett Branch Library.

High Falls Garage Lighting Upgrades

This project will replace existing 100W high pressure sodium lighting with energy efficient lighting. Also, existing incandescent exit signs will be replaced with LED exit signs with internal battery back-up units. Motion sensors will be used, where appropriate, to further reduce energy consumption. Energy savings are estimated to be \$37,000 annually. The \$145,000 award will cover the estimated project cost.

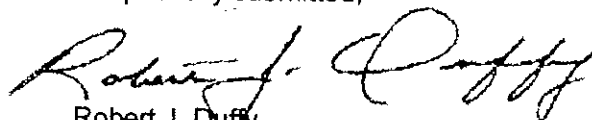
Arnett Branch Library Solar Installation

A 50 kilowatt solar electric system will be installed, providing cost, environmental, and educational benefits. The total project cost of \$415,000 will be funded from the NYSERDA grant (\$215,000) and 2009-10 Cash Capital (\$200,000).

Clean Cities Program. The program funds projects that expand the use of alternative fuel vehicles and advanced technology vehicles. The City, a member of Genesee Region Clean Cities, will use the award of \$26,150 to support the costs of planned fleet purchases of six electric and two natural gas vehicles. To maximize the benefits of the alternative fuel systems, the vehicles will be used at the Mt. Hope and Riverside Cemeteries, and for west side area Parking Violations monitoring. Use of these vehicles will reduce greenhouse gas emissions through the reduction of gasoline usage by a minimum of 2,300 gallons per year.

These projects help to advance the goals the City set forth in the 2009 Resolution in Support of Environment and Climate Protection Actions.

Respectfully submitted,


Robert J. Duffy
Mayor



INTRODUCTORY NO. 184

Ordinance No.

Authorizing Agreements For American
Recovery And Reinvestment Act Projects
And Amending The 2009-10 Budget

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into agreements with the New York State Research and Development Authority (NYSERDA) for funding under the American Recovery and Reinvestment Act (ARRA) for the Arnett Branch Library Solar Installation Project, the High Falls Garage Lighting Upgrades Project and the purchase of alternative fuel vehicles.

Section 2. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. Ordinance No. 2009-188, the 2009-10 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Cash Capital Allocation by the sum of \$386,200, which amount is hereby appropriated from the funds to be received under the grant agreements authorized herein.

Section 4. This ordinance shall take effect immediately.



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JOB, PARKS & PUBLIC WORKS INTRODUCTORY NO.

183



Robert J. Duffy
Mayor

15

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – HDR, Inc., Water Supply Evaluation

Transmitted herewith for your approval is legislation establishing \$120,000 as maximum compensation for an agreement with HDR, Inc., Omaha, Nebraska, for the study of lead corrosion and evaluation of lead control strategies in Rochester's water distribution system. The cost of the agreement will be funded from the 2009-10 Budget of the Department of Environmental Services.

The Lead and Copper Rule (LCR), implemented in 1992 by the US Environmental Protection establishes limits and testing protocols for lead in drinking water. Lead is not a contaminant in the supply itself; it can dissolve from household or commercial plumbing and supply fixtures, as well as the service line pipe leading from structures to the water main.

The LCR requires that if at-the-tap lead levels are too high (15 parts per billion), the supplier must reduce the corrosivity of the water, and/or enact a plan to remove the lead service line pipes. Although Rochester's drinking water lead levels have remained below the EPA limits since the LCR was enacted, a recent pattern of increasing lead levels has raised questions as to the causes of and potential solutions to this phenomenon.

Four national firms were solicited based on their expertise in this specific area of drinking water quality; three firms responded: Hazen and Sawyer, P.C. (New York, NY), HDR, Inc., and Trussell Technologies, Inc. (Pasadena, CA). Based on their experience, the thorough approach outlined in their proposal, and excellent references from similar studies, HDR was selected by a team of City and Monroe County Water Authority staff. As part of study, HDR will convene a panel of experts, including EPA representatives and other agencies with experience in lead control.

This agreement will be for a one year, with an option to extend for an additional year in the unlikely event additional study is necessary.

Respectfully submitted,

Robert J. Duffy
Mayor



Establishing Maximum Compensation
For A Professional Services Agreement
For A Lead Study For The Water
Distribution System

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The sum of \$120,000, or so much thereof as may be necessary, is hereby established as the compensation to be paid for a professional services agreement between the City and HDR, Inc. for a study of lead corrosion and an evaluation of lead control strategies for the City's water distribution system. The agreement shall extend for a term of one year, with a one-year renewal option in an amount not to exceed that set forth in the budget for said purpose. Said amount shall be funded from the 2009-10 Budget of the Department of Environmental Services (Water Fund).

Section 2. This ordinance shall take effect immediately.



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PUBLIC SAFETY, YOUTH & RECREATION INTRODUCTORY NO.

186, 187



Robert J. Duffy
Mayor

18

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Agreement – CMA Architecture, P.C. -
Firehouse Improvement Projects

Transmitted herewith for your approval is legislation establishing \$35,000 as maximum compensation for an agreement with CMA Architecture, P.C., Rochester 14614, for architectural and engineering design services related to the Emerson Street and Lake Avenue Firehouse Improvement Projects; and authorizing the issuance of bonds totaling \$370,000 and the appropriation of the proceeds thereof to finance the design and construction of the project.

Emerson Street and Lake Avenue Firehouses are similar structures of approximately 6,600 square feet at each facility, constructed in 1962 and 1956, respectively. These are 24-7 usage facilities; over time they have incurred architectural and minor structural deficiencies resulting from building settlement and sustained use. The consultant will investigate the existing conditions and deficiencies of both firehouses, with an emphasis on the structural damage caused by the buildings' settling, prepare a plan of repairs, and provide construction administration services.

Qualifications were solicited from 12 firms and the proposal was posted on the City's Website. Thirteen firms responded: Clark Patterson Lee; Clough Harbour Associates LLP; FRA Engineering, P.C.; KCI Engineering of New York, P.C.; HBT Architects (Pittsford); Kelly Solon Architects (New York, NY); Konopka Architecture, P.C.; LaBella Associates P.C.; Pardi Partnership Architects P.C.; Rhen Design Architecture LLC; Richard A. Mauser Architects; and Techtonic Engineering & Surveying Consultants, P.C. (Syracuse, NY).

Based on their qualifications, experience in completing similar projects, and reasonableness of its proposed fee, CMA Architecture, P.C. was selected.

Design will begin in summer 2010; it is anticipated that construction will begin in early 2011 with scheduled completion in spring 2011.

Respectfully submitted,

Robert J. Duffy
Mayor



INTRODUCTORY NO. 186

Ordinance No.

Establishing Maximum Compensation For
A Professional Services Agreement For
Repairs To The Emerson Street And
Lake Avenue Firehouses

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The sum of \$35,000, or so much thereof as may be necessary, is hereby established as the compensation to be paid for a professional services agreement between the City and CMA Architecture, P.C. for architectural and engineering design services for the repairs to the Emerson Street and Lake Avenue Firehouses. The agreement may extend until six (6) months after completion and acceptance of the construction of the Project. Said amount shall be funded from a bond ordinance adopted for this Project.

Section 2. This ordinance shall take effect immediately.

Bond Ordinance Of The City Of Rochester, New York,
Authorizing The Issuance Of \$370,000 Bonds Of Said
City To Finance The Cost Of Design And Construction
Of Repairs To The Emerson Street And Lake Avenue
Firehouses In The City

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the cost of design and construction of structural repairs to the Emerson Street Firehouse at 1051 Emerson Street and the Lake Avenue Firehouse at 4090 Lake Avenue in the City, including but not limited to masonry and foundation improvements (the "Project"). The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$370,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$370,000 bonds of the City and the levy and collection of an ad valorem tax on all the taxable real property in the City without limitation as to rate or amount, sufficient to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$370,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$370,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of said specific object or purpose for which said bonds authorized pursuant to this Ordinance are to be issued, within the limitations of 11.00 a.12(a)(1) of the Local Finance Law, is twenty (20) years.

Section 5. Each of the bonds authorized by this Ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the City, payable as to both principal and interest by an ad valorem tax upon all the taxable real property within the City without limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest

on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this Ordinance and of said Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of Sections 50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the City Council relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, and relative to providing for substantially level or declining debt service, prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, as well as to executing agreements for credit enhancement, are hereby delegated to the Director of Finance, as the Chief Fiscal Officer of the City.

Section 7. The validity of the bonds authorized by this Ordinance and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such Ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish a summary of the foregoing ordinance, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The Daily Record," a newspaper published in Rochester, New York, having a general circulation in the City and hereby designated the official newspaper of said City for such publication.



City of Rochester

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PUBLIC SAFETY, YOUTH & RECREATION INTRODUCTORY NO.

188



Robert J. Duffy
Mayor

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Summer Food Service Program

Transmitted herewith for your approval is legislation authorizing an agreement with the New York State Department of Education for the receipt and use of funds for the 2010 Summer Food Service Program (SFSP).

SFSP provides free breakfast and lunch to City children 18 and under and to disabled persons over 18 who are enrolled in a school year program for children with disabilities. Approximately 55 sites will operate June 28-August 27, 2010. Site selection is based on proximity to youth service activities and satisfactory past participation in the program.

The program is administered by the City and reimbursed by the State Education Department, using federal funding. Historically, the City has contracted with the Rochester City School District to prepare and deliver the meals to the program sites. However, since the RCSD central kitchen is undergoing renovation this summer an open competitive bid has been issued.

The federal reimbursement rates and projected numbers of meals are as follows:

	<u>Number of Meals</u>	<u>Rate</u>	<u>Total Reimbursement</u>
Breakfast	74,000	\$1.8125	\$134,125
Lunch	110,000	\$3.1950	\$351,450
Total			\$485,600

These amounts have been included in the proposed 2010-11 Budget of the Department of Recreation and Youth Services.

The most recent agreement for these services was approved by Council in May 2009.

Respectfully submitted,

Robert J. Duffy
Mayor



INTRODUCTORY NO. 188

10

Ordinance No.

Authorizing An Application And Agreement
For The 2010 Summer Food Service Program
For Children

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to submit an application to and enter into an agreement with the New York State Department of Education for the funding for the 2010 Summer Food Service Program for Children.

Section 2. The application and agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.



City of Rochester

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PUBLIC SAFETY, YOUTH & RECREATION INTRODUCTORY NO.

189



Robert J. Duffy
Mayor

April 22, 2010

TO THE COUNCIL

Ladies and Gentlemen:

Re: Inter-Municipal Agreement – RFD Communications

Transmitted herewith for your approval is legislation authorizing an inter-municipal agreement with Monroe County for the temporary maintenance and repair of Fire Department communications equipment and off-site fire alarm boxes. The cost of the agreement, \$3,100 per month, will be funded from the 2009-10 Budget of the Fire Department.

This agreement is necessitated by the retirement of the Fire Department's Communications Technician, who is responsible for maintenance and repair of 120 fire alarm boxes, programming of pagers and radios, and other communications support. The position has been posted and it is anticipated that the hiring and training process will take no longer than three months.

The agreement with the County will cover the transition time.

Respectfully submitted,

Robert J. Duffy
Mayor



Ordinance No.

Authorizing An Inter-Municipal Agreement
For Fire Communications

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an inter-municipal agreement with the County of Monroe whereby the County will provide temporary repair and maintenance services for Fire Department communications equipment and off-site fire alarm boxes for a term of approximately three months, retroactive to April 19, 2010.

Section 2. The agreement shall obligate the City to pay to the County the sum of \$3,100 per month. Said amount shall be funded from the 2009-10 Budget of the Rochester Fire Department.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.